

**§ 221.183 Tariff publication issued in lieu of rejected publication.**

When a publication is rejected by the Board, the number which it bears must not be again used. Such publication must not thereafter be referred to as canceled or amended but a publication that is issued in lieu of such rejected publication shall bear the following notation (to be shown in the manner described in paragraphs (a), (b), and (c) of this section):

(Issued in lieu of \_\_\_\_\_ rejected by C.A.B.) (Show number of rejected publication)

(a) If the rejected publication is a tariff, the tariff which is issued in lieu thereof shall show the above required notation under its C.A.B. number on the title page in the manner shown in the following example:

C.A.B. No. 3

(Issued in lieu of C.A.B. No. 2 rejected by C.A.B.)

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C.A.B. No. 1

(b) If the rejected publication is a loose-leaf tariff page, the page which is issued in lieu thereof shall show the required notation under the page number in the manner shown in the following examples:

(1) When new page is issued in lieu of a rejected original page:

1st Revised Page 10

(Issued in lieu of Original Page 10

rejected by C.A.B.)

(2) When new page is issued in lieu of a rejected revised page:

3rd Revised Page 16

(Issued in lieu of 2nd Revised Page 16 rejected by C.A.B.)

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1st Revised Page 16

(c) If the rejected publication is a supplement, the supplement which is issued in lieu thereof shall show the required notation under the supplement number in the manner shown in the following example:

Supplement No. 3 (Issued in lieu of Supplement No. 2

rejected by C.A.B.) to

C.A.B. No. 1

(Cancels Supplement No. 1)

Supplement No. 3 is the only effective supplement.

**§ 221.184 Issue page in lieu of rejected loose-leaf page within 20 days.**

If a rejected loose-leaf tariff page is published on the reverse side of another page which has not been rejected, a page shall be issued and filed in lieu of the rejected page within 20 days after the date of the rejection notice, and the page on the reverse side of the rejected page shall be reissued on lawful notice.

**Subpart P—Special Tariff Permission To File on Less Than Statutory Notice****§ 221.190 Grounds for approving or denying Special Tariff Permission applications.**

(a) *General authority.* The Board is authorized, when actual emergency or real merit is shown, to permit changes in rates, fares, or other tariff provisions on less than the statutory notice required by section 403 of the Act.

(b) *Grounds for approval.* The following facts and circumstances constitute some of the grounds for approving applications for Special Tariff Permission in the absence of other facts and circumstances warranting denial:

(1) *Clerical or typographical errors.* Clerical or typographical errors in tariff publications constitute grounds for approving applications for Special Tariff Permission to file on less than statutory notice the tariff changes necessary to correct such errors. Each application for Special Tariff Permission based on such grounds shall plainly specify the errors and contain a complete statement of all the attending facts and circumstances, and such application shall be presented to the Board with reasonable promptness after issuance of the defective tariff publication.

(2) *Rejection caused by clerical or typographical errors or illegibility.* Rejection